

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

Anthony Jackson,

Plaintiff,

v.

9:07-CV-0651
Lead Case

Auburn Correctional Facility, et al.,

Defendants.

Anthony Jackson,

Plaintiff,

v.

9:07-CV-0659
Member Case

Department of Correctional Services, et al.,

Defendants.

THOMAS J. McAVOY
United States District Judge

DECISION and ORDER

This matter brought pursuant to 42 U.S.C. § 1983 was referred to the Hon. David E. Peebles, United States Magistrate Judge, for a Report-Recommendation pursuant to 28 U.S.C. § 636(b) and Local Rule 72.3(c).

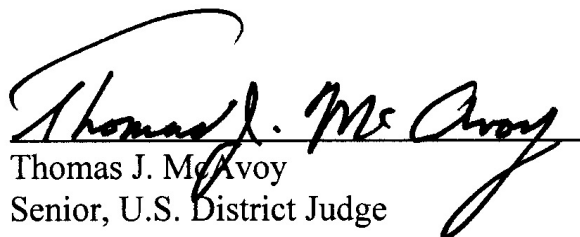
No objections to the May 8, 2009 Report-Recommendation have been raised. After examining the record, this Court has determined that the Report-Recommendation is not subject to attack for plain error or manifest injustice. Accordingly, this Court adopts the Report-Recommendation for the reasons stated therein.

It is, therefore, ORDERED that:

- (1) Plaintiff's IFP status is VACATED; and
- (2) In the event plaintiff does not submit the \$350.00 filing fee within thirty (30) days from the date of this Order, the Complaint will be DISMISSED without further order of the Court.

IT IS SO ORDERED.

Dated: June 15, 2009



Thomas J. McAvoy
Senior, U.S. District Judge